

RIVERSIDE COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 57-18/19

**RESOLUTION TO AWARD SERVICE AGREEMENT TO LOMA LINDA UNIVERSITY
BASED UPON THE FINDING THAT COMPETITIVE BIDDING WOULD NOT PRODUCE
ANY ADVANTAGE**

WHEREAS, the California State Legislature approved \$10 million of one-time funding in the 2018-19 State Budget for California Community Colleges to support mental health services and training; and

WHEREAS, Colleges may use these funds to support activities including, but not limited to, expanding mental health services, providing training, and developing stronger relationships with the county behavioral health department and community-based mental health services for which reimbursement is available through the students' health coverage; and

WHEREAS, Loma Linda University Department of Psychology provides Riverside Community College District (RCCD) students with psychological counseling services by doctoral interns and by licensed mental health professional intern supervisors; and

WHEREAS, the additional funding from the California Chancellor's Office will allow for added psychological counseling hours for the RCCD students; and

WHEREAS, California Public Contract Code Section 20651 requires the District to advertise publicly for bids for the purchase of goods or services involving an expenditure which exceeds the state-mandated bid limit; and

WHEREAS, the District advertised and issued a Request for Proposal (RFP) for professional services to provide psychological counseling services to RCCD students; and

WHEREAS, on March 27, 2019 no responses to the RFP were received; and

WHEREAS, sufficient evidence exists for the Board of Trustees to support a finding that further bidding is not feasible or practical, and that a sole source procurement is in the best interest of the District, permitting an exception to be allowed under these circumstances; and

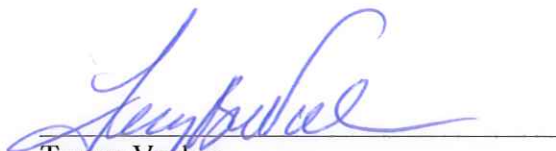
WHEREAS, it is in the best interest of the District to negotiate a contract consistent with the project budget without further bidding.

WHEREAS, Meakin v. Steveland (1977) 68 Cal.App.3d 490 and Los Angeles Dredging v. Long Beach (1930) 210 Cal. 348 hold that statutes requiring competitive bidding do not apply when competitive bidding would work an incongruity and not produce any advantage; and

NOW, THEREFORE, IT IS RESOLVED THAT, the District requests to enter into a Service Agreement between Riverside Community College District and Loma Linda University.

IT IS FURTHER RESOLVED THAT, the foregoing reasons are sufficient to support a finding by the Board of Trustees that it is in the District's best interest to authorize the letting of sole source contracts, as needed, to Loma Linda University.

ADOPTED this 16th day of April 2019.



Tracey Vackar
President of the Board of Trustees
Riverside Community College District